

EXHIBIT F

FILED

JAN 13 2016

LISA A. FIRKO
J.S.C.

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**State of New Jersey
Prevention of Domestic Violence Act**

BERGEN County, Superior Court, Chancery Division, Family Part

☒ **Final Restraining Order (FRO)**

☐ **Amended Final Restraining Order**

Docket Number FV-02-001181-16		Plaintiff's Date of Birth 11/05/1977		Defendant's Sex M	Defendant's Race HISPANIC
In the Matter of Plaintiff GUTIERREZ EDITH		Defendant's Social Security Number		Date of Birth 02/04/1977	Height 5 10
Defendant GUTIERREZ ANTONIO				Weight 220	
Home Phone Number (201)313-9785		Work Phone Number		Eye Color BROWN	Hair Color BLACK
Home Address 43 WARREN LANE ALPINE NJ 07620				Distinguishing Features (Scars, Facial Hair, Etc.)	
Work Address 335 GRAND AVENUE LEONIA NJ 07605				Driver's License Number	
				State	Driver's License Expiration Date

The Court having considered plaintiff's Complaint dated 12/23/2015 seeking an ORDER under the Prevention of Domestic Violence Act, having established jurisdiction over the subject matter and the parties pursuant to N.J.S.A. 2C:25-17 et seq., and having found that defendant has committed an act of domestic violence, and all other statutory requirements having been satisfied:

It is on this 13 day of January, 2016, ORDERED that:

Sought

Granted

Part I - Relief

DEFENDANT:

1. ☒ ☒ You are prohibited against future acts of domestic violence.
2. ☒ ☒ You are barred from the following locations:

☒ **Residence(s) of Plaintiff**
☐ **Place(s) of employment of Plaintiff**

☐ Other
3. ☒ ☒ You are prohibited from having any oral, written, personal, electronic, or other form of contact or communication with:

☒ Plaintiff

☒ Other(s) (List names & relationship to Plaintiff):
NON HARRASSING TEXT MESSAGES RELATIVE TO CHILDREN ONLY
4. ☒ ☒ You are prohibited from making or causing anyone else to make harassing communications to:

☒ Plaintiff

☐ Other(s) (Same as above or list names & relationship to Plaintiff):
5. ☒ ☒ You are prohibited from stalking, following, or threatening to harm, to stalk or to follow:

☒ Plaintiff

☐ Other(s) (Same as above or list names & relationship to Plaintiff):
6. ☐ ☐ You must pay emergent monetary relief (describe amount and method):

☐ Plaintiff: \$ _____ Effective: _____

☐ Dependents: \$ _____ Effective: _____
7. ☐ ☐ Other appropriate relief:
Defendant (including substance abuse, mental health or other evaluations and subsequent treatment):
8. ☐ ☐ Psychiatric evaluation:
9. ☐ ☐ Intake monitoring of conditions and restraints (specify):

NOTICE TO DEFENDANT: A violation of any of the provisions listed in this order may constitute either civil or criminal contempt pursuant to N.J.S.A. 2C:25-30 and may result in your arrest, prosecution, and possible incarceration, as well as an imposition of a fine or jail sentence.
Only a court can modify any of the terms or conditions of this court order.

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<input checked="" type="checkbox"/> Final Restraining Order (FRO)	<input type="checkbox"/> Amended Final Restraining Order	FV-02-001181-16
Sought	Granted	Part I - Relief continued
<p>DEFENDANT:</p> <p>10. <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> PROHIBITIONS AGAINST POSSESSION OF WEAPONS: You are prohibited from possessing any and all fire-arms or other weapons and must immediately surrender these firearms, weapons, permits to carry, applications to purchase firearms and firearms purchaser ID card to the officer serving this court Order. Failure to do so can result in your arrest and incarceration.</p> <p>Other Weapon(s) (describe) ANY AND ALL WEAPONS</p>		
<p>PLAINTIFF:</p> <p>11. <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> You are granted exclusive possession of (residence or alternate housing, list address only if specifically known to defendant): 43 WARREN LANE, ALPINE, NJ 07620</p> <p>12. <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> Plaintiff is granted temporary custody of (specify name(s)): JORGE J DELGADO, VICTORIA A GUTIERREZ, ANTHONY J UTIERREZ, NATALYA A GUTIERREZ, JONATHON J GUTIERREZ, ALANNA M GUTIERREZ</p> <p>13. <input type="checkbox"/> <input type="checkbox"/> Other appropriate relief: Plaintiff (describe)</p> <p>Child(ren) (describe)</p>		
<p style="text-align: center;">LAW ENFORCEMENT OFFICER</p> <p>You are to accompany to scene, residence, shared place of business, other (indicate address, time, duration & purpose):</p> <p><input type="checkbox"/> Plaintiff:</p> <p><input checked="" type="checkbox"/> Defendant: 43 WARREN LANE, ALPINE, NJ 07620 - 15 MINUTES TO GATHER CLOTHES AND PERSONAL BELONGINGS</p>		
<p style="text-align: center;">WARRANT TO SEARCH FOR AND TO SEIZE WEAPONS FOR SAFEKEEPING</p> <p><input type="checkbox"/> To any law enforcement officer having jurisdiction - this Order shall serve as a warrant to search for and seize any issued permit to carry a firearm, application to purchase a firearm and firearms purchaser identification card issued to the defendant and the following firearm(s) or weapon(s).</p> <p>1. You are hereby commanded to search the premises for the above described weapons and/or permits to carry a firearm, application to purchase a firearm and firearms purchaser ID card and to serve a copy of this Order upon the person at the premises or location described as:</p> <p>2. You are hereby ordered in the event you seize any of the above described weapons, to give a receipt for the property so seized to the person from whom they were taken or in whose possession they were found, or in the absence of such person to have a copy of this Order together with such receipt in or upon the said structure from which the property was taken.</p> <p>3. You are to execute this Order immediately or as soon thereafter as is practicable. <input type="checkbox"/> Anytime <input type="checkbox"/> Other: _____</p> <p>4. You are further ordered, after the execution of this Order, to promptly provide the Court with a written inventory of the property seized per this Order.</p>		

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<input checked="" type="checkbox"/>	Final Restraining Order (FRO)	<input type="checkbox"/>	Amended Final Restraining Order	FV-02-001181-16
Sought		Granted		
Part II - Relief				
DEFENDANT:				
1.	<input type="checkbox"/>	<input type="checkbox"/>	You acknowledge parentage of: _____	
2.	<input type="checkbox"/>	<input type="checkbox"/>	You must submit to genetic testing: _____	
3.	<input type="checkbox"/>	<input type="checkbox"/>	No parenting time (visitation) until further order; _____	
4.	<input type="checkbox"/>	<input type="checkbox"/>	Parenting time (visitation) pursuant to (prior FV, FM, or FD Order) # _____ is suspended, a hearing is scheduled for: _____	
5.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Parenting time (visitation) is ordered as follows: (specify drop-off and pick-up times and locations, participation of or supervision by designated third party): SEE ADDENDUM REGARDING PARENTING TIME	
6.	<input type="checkbox"/>	<input type="checkbox"/>	Risk assessment ordered (specify by whom): _____ Return Date: _____	
7.	<input type="checkbox"/>	<input type="checkbox"/>	You must provide compensation as follows: (Appropriate notices have been attached as part of this Order):	
	<input type="checkbox"/>	<input type="checkbox"/>	Emergent support - Plaintiff: \$ _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Emergent support - Dependent(s): \$ _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Interim support - Plaintiff: \$ _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Interim support - Dependent(s): \$ _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Ongoing Plaintiff support: \$ _____ Effective: _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Paid via income withholding through the: _____ Probation Div. _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Other: _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Ongoing child support: \$ _____ Effective: _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Paid via income withholding through the: _____ Probation Div. _____	
	<input type="checkbox"/>	<input type="checkbox"/>	Other: _____	
8.	<input type="checkbox"/>	<input type="checkbox"/>	Medical coverage for plaintiff: _____	
9.	<input type="checkbox"/>	<input type="checkbox"/>	Medical coverage for dependent(s): _____	
10.	<input type="checkbox"/>	<input type="checkbox"/>	Compensatory damages to plaintiff: \$ _____	
11.	<input type="checkbox"/>	<input type="checkbox"/>	Punitive damages (describe): \$ _____	
12.	<input type="checkbox"/>	<input type="checkbox"/>	You must pay compensation to (specify third party and/or VCCO, and describe): _____	
13.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	You must participate in a batterers' intervention program (specify): ALTERNATIVES TO DOMESTIC VIOLENCE FOR 26 WEEKS	
14.	<input type="checkbox"/>	<input type="checkbox"/>	You must make <input type="checkbox"/> rent <input type="checkbox"/> mortgage payments (specify amount(s) due date(s) and payment manner):	
15.	<input type="checkbox"/>	<input type="checkbox"/>	Defendant is granted temporary possession of the following personal property (describe):	
16.	<input type="checkbox"/>	<input type="checkbox"/>	Defendant is granted temporary custody of (specify name(s)):	
<input checked="" type="checkbox"/> You must pay a civil penalty of \$ <u>200</u> (\$50.00 to \$500.00 per N.J.S.A. 2C:25-29) to: PAY THROUGH PROBATION _____ within <u>30</u> days. You will be charged a \$2.00 transaction fee for each payment or partial payment that you make.				
<input type="checkbox"/> Waived due to extreme financial hardship because: _____				
Sought		Granted		
PLAINTIFF:				
17.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Plaintiff is granted temporary possession of the following personal property (describe): 43 WARREN LANE, ALPINE, NJ 07620, 2012 LAND ROVER EVOQUE-SONS VEHICLE	

NOTICE TO DEFENDANT: A violation of any of the provisions listed in this order may constitute either civil or criminal contempt pursuant to N.J.S.A. 2C:25-30 and may result in your arrest, prosecution, and possible incarceration, as well as an imposition of a fine or jail sentence.
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☒ Final Restraining Order (FRO)

☐ Amended Final Restraining Order

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Comments:

THE DEFENDANT WAS PRESENT AT THE TIME THE FRO/AFRO WAS ISSUED ON 01/13/2016

Addendum:

DEFENDANT SHALL HAVE PARENTING TIME WITH THE SIX CHILDREN ON FRIDAY 1/15/16 AFTER SCHOOL, OVERNIGHT, UNTIL SATURDAY 1/16/16, AT 5PM, CURBSIDE AT PLAINTIFF'S RESIDENCE. PARENTING TIME WILL RESUME 2/19/16, AFTER SCHOOL, OVERNIGHT, UNTIL SUNDAY 2/21/16, AT 5PM, AND ALTERNATING WEEKENDS THEREAFTER. DEFENDANT TO DROP OFF CHILDREN CURBSIDE AT PLAINTIFF'S RESIDENCE. DEFENDANT SHALL HAVE PARENTING TIME EACH TUESDAY AND WEDNESDAY FROM AFTER SCHOOL UNTIL 7PM. DEFENDANT SHALL PAY THE LEASE ON THE ALPINE RESIDENCE AND ALL SCHEDULE A EXPENSES INCLUDING THE HEAT, GAS, GARBAGE REMOVAL, ELECTRIC, ALARM, AND WATER, INSURANCE, VERIZON LANDLINE, AND CELLULAR. DEFENDANT SHALL CONTINUE TO PAY FOR ALL EXPENSES FOR PLAINTIFF'S ESCALADE AND THE 2012 LAND ROVER EVOQUE DRIVEN BY JORGE AND ALL INSURANCE, EZ-PASS, GAS, OIL, MAINTENANCE, LICENSE, AND REGISTRATION EXPENSES UNTIL FURTHER ORDER OF THE COURT. DEFENDANT IS ORDER TO MAINTAIN ALL HEALTH INS. COV. FOR PLA AND SIX (6) CHILDREN AS IT CURRENTLY EXISTS UNTIL FURTHER ORDER OF THE COURT. DEFENDANT IS ORDERED TO CONTINUE ALL LIFE INSURANCE PAYMENTS AS CURRENTLY EXISTS UNTIL FURTHER ORDER OF THE COURT. PLA MAY FILE AN THEFT REPORT WITH THE POLICE RELATIVE TO ITEMS SHE CLAIMS ARE MISSING FROM THE SAFE IN THE HOUSE. DEFENDANT SHALL PAY \$5000 DOLLARS A WEEK TO PLAINTIFF. PLAINTIFF'S ATTORNEY MAY SUBMIT CERTIFICATION OF SERVICES AND ORDER UNDER THE FIVE DAY RULE.

This Order is to become effective immediately and shall remain in effect until further Order of the Superior Court, Chancery Division, Family Part.

01/13/2016 03:36 PM

s/ LISA FIRKO

Date

Honorable

**All Law Enforcement Officers Will Serve and Fully Enforce This Order.
The Plaintiff Shall Not Be Arrested for a Violation of This Restraining Order.**

- **This Final Restraining Order Was Issued After Defendant Was Provided with Notice and the Opportunity to Be Heard and Should Be Given Full Faith and Credit Pursuant to the Violence Against Women Act of 1991, Sec. 40221, Codified at 18 U.S.C.A. 52265(A) and 52266.**
- **If Ordered, Sufficient Grounds Have Been Found By This Court for the Search and Seizure of Firearms and Other Weapons as Indicated in This Court Order.**
- **Defendant Shall Not Be Permitted to Possess any Weapon, ID Card or Purchase Permit While This Order Is in Effect, or for Two Years, Whichever Is Greater.**

Notice to Plaintiff and Defendant

IMPORTANT: The parties cannot themselves change the terms of this Order on their own. This Order may only be changed or dismissed by the Family Court. The named defendant **cannot** have any contact with the plaintiff without permission of the court. If you wish to change the terms of this Order and/or you resume living together, you **must** appear before this court for a rehearing.

Notice to Defendant

A violation of any of the provisions listed in this Order or a failure to comply with the directive to surrender all weapons, firearm permits, application or identification cards may constitute criminal contempt pursuant to N.J.S.A. 2C:29-9(b), and may also constitute violations of other state and federal laws which can result in your arrest and/or criminal prosecution. This may result in a jail sentence.

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Return of Service

- ☒ Plaintiff was given a copy of the Order by: BELLINA #1404 F 03:36 PM 01/13/2016 BERGEN COUNTY SHERIFF DEPT
Print Name Time and Date Signature / Badge Number / Department
- ☒ I hereby certify that I served the within Order by delivering a copy to the defendant personally:
BELLINA #1404 F 03:36 PM 01/13/2016 BERGEN COUNTY SHERIFF DEPT
Print Name Time and Date Signature / Badge Number / Department
- ☐ I hereby certify that I served the within Order by use of substituted service as follows:

Print Name Time and Date Signature / Badge Number / Department
- ☐ Defendant could not be served (explain): _____

Print Name Time and Date Signature / Badge Number / Department

Defendant hereby acknowledges receipt of the Restraining Order. I understand that pursuant to this court Order, I am not to have any contact with the named plaintiff even if plaintiff agrees to the contact or invites me onto the premises and that I can be arrested and prosecuted if I violate this Order. I understand that pursuant to N.J.S.A. 53:1-15 any person against whom a Final Restraining Order in a domestic violence matter has been entered shall submit to fingerprinting and other identification procedures as required by law and I HAVE BEEN ADVISED THAT I MUST SUBMIT TO FINGERPRINTING AND OTHER IDENTIFICATION PROCEDURES.

Signature: _____ Time / Date: _____



The Courthouse is accessible to those with disabilities. Please notify the Court if you require assistance.



Distribution: Family Part, Plaintiff, Defendant, Sheriff, Other _____